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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**
9

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 MARK CANLAS CUYUGAN,
14

15 Defendant.
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Case No. 2:19-cr-00300-JCM-EJY

**STIPULATION TO MODIFY
CONDITIONS OF RELEASE**

17 IT IS HEREBY STIPULATED AND AGREED, by and between Christopher
18 Chiou, Acting United States Attorney, and Simon F. Kung, Assistant United States
19 Attorney, counsel for the United States of America, and Rene L. Valladares,
20 Federal Public Defender, and Joanne L. Diamond, Assistant Federal Public
21 Defender, counsel for Mark Canlas Cuyugan, that the Court modify his conditions
22 of release.

23 The Stipulation is entered into for the following reasons:

24 1. On November 20, 2019, the Court ordered Mr. Cuyugan's release on
25 a personal recognizance bond with certain conditions. ECF No. 32. The conditions
26 did not include substance abuse testing or treatment. *Id.*

1 2. On October 19, 2020, Pretrial Services filed a petition for modification
2 of Mr. Cuyugan's bond conditions after he admitted to his counselor that he had
3 used methamphetamine. ECF No. 162 at 2. On November 9, 2020, the Court
4 granted the petition and modified the terms of Mr. Cuyugan's bond to include drug
5 testing and treatment as directed by Pretrial Services. ECF No. 165.

6 3. Mr. Cuyugan moves the Court to remove the drug testing condition.

7 4. Counsel has spoken with Pretrial Services concerning this issue.
8 Pretrial Services supports the requested modification.

9 5. The government has no objection to the requested modification.

10 DATED December 8, 2021.

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12 RENE L. VALLADARES
13 Federal Public Defender

12 CHRISTOPHER CHIOU
13 Acting United States Attorney

14 /s/ Joanne L. Diamond
15 By _____
16 JOANNE L. DIAMOND
16 Assistant Federal Public Defender

14 /s/ Simon F. Kung
15 By _____
16 SIMON F. KUNG
16 Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

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4 UNITED STATES OF AMERICA,

5 Plaintiff,

6 v.

7 MARK CANLAS CUYUGAN,

8 Defendant.
9

Case No. 2:19-cr-00300-JCM-EJY

ORDER

10 IT IS THEREFORE ORDERED that Mr. Cuyugan's conditions of release be
11 modified to remove the drug testing condition imposed on November 9, 2020.

12 DATED this 8th day of December, 2021.

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14 UNITED STATES MAGISTRATE JUDGE
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